



U.S. DEPARTMENT OF TRANSPORTATION
FEDERAL HIGHWAY ADMINISTRATION
CALIFORNIA DIVISION
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IN REPLY REFER TO

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NOV 12 2002

Mr. Jeff Morales, Director
California Department of Transportation
1120 N Street
Sacramento, California 95814

Attention: Federal Resources Branch, Room 3500

Dear Mr. Morales:

REC'D
NOV 18 2002
TRANSPORTATION PROGRAMMING

SUBJECT: FSTIP Approval for MTC's Interim FY 2003 Transportation Improvement Program

On October 30, 2002, the California Department of Transportation submitted to the Federal Highway Administration (FHWA) and the Federal Transit Administration (FTA) the Metropolitan Transportation Commission's (MTC) Interim FY 2003 Transportation Improvement Program (TIP) for inclusion into the California FY 2002/03-2004/05 Federal Statewide Transportation Improvement Program (FSTIP). The MTC Board adopted the Interim TIP on October 23, 2002 (Resolution No. 3510) and found that the projects contained in the Interim TIP did not require a conformity determination.

Exempt Projects that may Proceed: The FHWA and the FTA have completed our review of MTC's interim TIP. In order to re-establish Federal transportation funding in the San Francisco Bay Area, the FHWA and the FTA are expediting our approval of over 1000 projects valued at approximately \$6.3 billion contained in the interim TIP and identified as "exempt." These "exempt" projects consist of all those submitted, except those listed below and identified in Enclosures A, B, C, and D.

Previously Authorized Projects that may Proceed (Enclosure A): Projects that were authorized prior to the October 4, 2002, conformity lapse may proceed. They are not "exempt," but based on FHWA/FTA's January 2, 2002, guidance, *Revised Guidance for Implementing the March 1999 Circuit Court Decision Affecting Transportation Conformity*, any project phase authorized prior to the conformity lapse may be completed during the conformity lapse. MTC has identified 46 of the "TCM-related" projects as being authorized for construction prior to the October 4, 2002, transportation conformity lapse date. If that is confirmed, then these 46 projects (listed in Enclosure A) may proceed.

Disapproved Projects (Enclosure B): The four projects shown in Enclosure B are not exempt from conformity requirements, or have other issues that preclude their approval, and are not approved for inclusion in the FSTIP.

Projects for Which Federal Decision is being Deferred (Enclosure C): The remaining 27 "TCM-related projects," identified in Enclosure C, are still under review by our offices. They are not approved for inclusion in the FSTIP while we consider the proposed category of "TCM related projects" in the context of the provisions of the conformity rule and the public comments that we have received. We anticipate making a final decision on the "TCM-related projects" by March 1, 2003. Based on supplemental information provided by the MTC, only 3 of the 27 projects reflected in Enclosure C would require a Federal action prior to March 1, 2003.

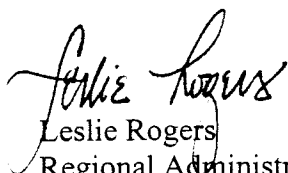
Projects Included for Information Purposes Only The interim TIP contains projects that were included by MTC for informational purposes only. As you know, such projects may not proceed at this time, nor are they approved, but they may be included in a future TIP at the appropriate time. These projects include the "Housing Incentive Program projects" that are listed in Enclosure D and projects that are outside the timeframe of the triennial element of the interim TIP.

With the preceding stipulations, the FHWA and the FTA find that the interim TIP was developed in accordance with 23 CFR 450 and was based on a continuing, cooperative and comprehensive planning process in accordance with 23 USC 134, 23 CFR 450, and section 49 USC 53 of the Federal Transit Act. The projects being approved into the FSTIP were found to be exempt from the requirement that a conformity determination be made consistent with 40 CFR 93.126 and/or 93.127. This finding has been coordinated with the Environmental Protection Agency.

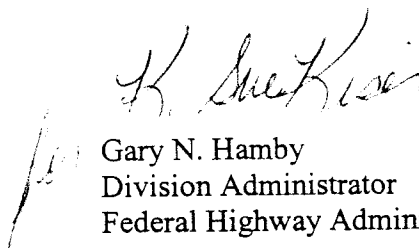
This letter constitutes joint FHWA and FTA approval for inclusion of the exempt projects contained in the MTC's Interim FY 2003 TIP into the FSTIP, not including the projects listed in Enclosures A, B, C, and D. This approval is made with the understanding that the FTA funding approval on individual projects contained in the FSTIP are subject to the grantees meeting all necessary FTA administrative requirements.

If you have questions regarding this approval please contact Ms. Sue Kiser, FHWA at 916-498-5009 or Mr. Ray Suyks, FTA at 415-744-3116.

Sincerely,



Leslie Rogers
Regional Administrator
Federal Transit Administration



Gary N. Hamby
Division Administrator
Federal Highway Administration

4 Enclosures

JMazur/bsg

cc:

MTC

EPA, Region IX

Caltrans:

Federal Resources Branch, Dick Petrie

Office of Local Programs, Terry Abbott

Transportation Programming, Kris Balaji

Transportation Planning, Sharon Scherzinger

FHWA:

New 2002/03-2004/05 FSTIP Binder

MTC TIP Binder

PROJECTS IN THE INTERIM TIP IDENTIFIED AS "TCM RELATED"

Projects with prior approval

Projects may proceed upon confirmation of prior approval

	MTC TIP ID #	SPONSOR	County	Transit/State Hwy/Local Roadway	PROJECT NAME	PROJECT TYPE
1	ALA010062	LAVTA	Alameda	Transit	Livermore Valley Center PnR Parking Structure.	Mass Transit
2	SON010023	Son Co Transit	Sonoma	Transit	Landfill Gas Conversion Project	Other
3	NAP991030	American Canyon	Napa	Transit	SR 29 Rio Del Mar Intermodal Station	Mass Transit - Buildings & Other
4	JPB990011	Caltrain	San Mateo	Transit	Rapid Rail Related Projects	Mass Transit - Rail
5	JPB990099	Caltrain	San Mateo	Transit	Caltrain Track Crossover - San Mateo	Mass Transit - Other
6	SCL010007	VTA	Santa Clara	State Hwy	SR-237/I-880 Interchange Improvements	Highway - HOV
7	CC-990004	Caltrans	Contra Costa	State Hwy	I-680 HOV Lanes - Marina Vista to N. Main St.	Highway - HOV
8	MRN970051	San Rafael	Marin	State Hwy	SB on/off ramp, HOV, metering at Lucas Valley	Highway - HOV
9	ALA990016	ACCMA	Alameda	State Hwy	I-680 SB aux lane, HOV (Sunol Grade)	Highway - HOV
10	CC-950011	CCTA	Contra Costa	State Hwy	SR4 East: Bailey to Railroad Avenue	Highway - HOV
11	CC-990003	Martinez	Contra Costa	Transit	Martinez Amtrak Sta - New Station, Parking, landscaping	Mass Transit - Buildings & Other
12	CC-991084	Martinez	Contra Costa	Transit	Capitol Corridor/San Joaquin/Amtrak/UPRR	Mass Transit - Rail
13	CC-99SA09	AC Transit	Alameda	Transit	San Pablo Corridor Transit System	Mass Transit - Other
14	SCL010018	VTA	Santa Clara	State Hwy	Rt 85/US101 NB I/C Modification (Mt. View)	Highway - HOV
15	SCL979022	VTA	Santa Clara	Transit	Tasman West LRT project	Mass Transit
16	SCL990027	VTA	Santa Clara	State Hwy	US 101 Widening in San Jose.	Highway - HOV
17	SOL990048	Vacaville	Solano	Transit	Leisure Town Road Park & Ride Lot	Local Roads - Pavement
18	SOL991062	Vacaville	Solano	Transit	Bella Vista Park & Ride Lot	Local Roads - Other
19	SOL991073	Vacaville	Solano	Transit	City of Vacaville, Expand Central Garage	Mass Transit - Buildings & Other
20	SON97AM65	Son Co Transit	Sonoma	Transit	Petaluma Intermodal Transp. Center	Mass Transit - Buildings & Other
21	ALA990008	BART	Alameda	Transit	Fruitvale Transit Village Project	Mass Transit - Buildings & Other
22	SCL991083	VTA	Santa Clara	Transit	Vasona Corridor Extension Woz Way to Campbell	Mass Transit - Rail
23	SOL010029	Dixon	Solano	Transit	Dixon Multimodal Transp. Center: Phase 2	Mass Transit - Buildings & Other
24	SCL990041	Caltrans	Santa Clara	State Hwy	Route 87 Guadalupe Freeway Corridor	Highway - HOV
25	SCL991054	Mountain View	Santa Clara	Transit	Downtown Transit Plaza	Mass Transit - Buildings & Other
26	SCL99LC02	Sunnyvale	Santa Clara	Transit	Sunnyvale Multimodal Transit Station	Mass Transit - Buildings & Other
27	ALA990010	Caltrans	Alameda	State Hwy	I-80 Eastbound HOV Lane Extension	Highway - HOV
28	MRN970046	Novato	Marin	State Hwy	U.S. 101 HOV Lane ramp metering	Highway - HOV
29	ALA990055	Alameda	Alameda	Transit	West End Ferry Vessel	Mass Transit - Ferry

	MTC TIP ID #	SPONSOR	County	Transit/State Hwy/Local Roadway	PROJECT NAME	PROJECT TYPE
30	BRT975004	BART	San Francisco	Transit	San Francisco Airport Extension	Mass Transit - Rail
31	SM-950006	San Mateo	San Mateo	Transit	Downtown transit center	Mass Transit
32	SF-950002	MUNI	San Francisco	Transit	Advanced Train Control System	Mass Transit - Rail
33	SOL991032	Vallejo	Solano	Transit	Vallejo Ferry Maintenance Facility	Mass Transit - Buildings & Other
34	SM-991034	Caltrain	San Mateo	Transit	Caltrain Parking Lot Improvements - 100 New parking	Mass Transit - Rail
35	NAP970005	Napa	Napa	Transit	Trancas/29 multi-modal facility	Mass Transit - Buildings & Other
36	SF-991019	MUNI	San Francisco	Transit	F-Embarcadero Extension Operations	Mass Transit - Rail
37	SF-970105	MUNI	San Francisco	Transit	SF Muni Third Street LRT Extension Phase I - IOS	Mass Transit - Rail
38	SOL991092	Vallejo	Solano	Transit	Vallejo Baylink Ferry	Mass Transit - Ferry
39	NAP990011	Napa Vine	Napa	Transit	Relocate existing Downtown Terminal	Mass Transit - Buildings & Other
40	CC-990001	Caltrans	Contra Costa	Transit	Martinez to Port Chicago Speed Upgrade	Mass Transit - Other
41	ALA977048	Fremont	Alameda	Transit	Capital Corridor Centerville Station	Mass Transit - Buildings & Other
42	ALA990082	Pleasanton	Alameda	Transit	I-580/I-680 Park n Ride Lot & other Enhancements	Mass Transit - Other
43	MRN990035	Marin County	Marin	Transit	Marin Parklands Visitor Access Improvements	Highway - Other
44	SF-010036	San Francisco	San Francisco	Transit	Treasure Island Permanent Ferry Terminal	Mass Transit - Ferry
45	SOL010031	Benicia	Solano	Transit	Benicia Intermodal Transportation Station	Mass Transit - Buildings & Other
46	SOL030002	Fairfield	Solano	Transit	Fairfield/Vacaville Rail Station	Mass Transit - Rail

Enclosure B

**MTC Interim FY 2003 TIP Projects Listings NOT Approved by FHWA/FTA for
Inclusion in the FY 2002/03-2004/05 FSTIP**

MTC TIP ID	Project Description	TIP Listing Issue
ALA99SA19	Union City Blvd Park and Ride Lot	Not exempt per 40 CFR 93.126 or 93.127.
SF-010028	Caltrain Electrification	Environmental may proceed / Construction not approved
SCL010011	Outreach Shuttle for Children in SCL	Services not available to the general public are not eligible for Federal participation
SON010008	Sonoma County children's shuttle (LIFT)	Services not available to the general public are not eligible for Federal participation

PROJECTS IN THE INTERIM TIP IDENTIFIED AS "TCM RELATED"-
Projects needing approval
Decision Deferred - May Not Proceed at this Time

	MTC TIP ID #	SPONSOR	County	Transit/State Hwy/Local Roadway	PROJECT NAME	PROJECT TYPE
	ALA990012	Oakland	Alameda	Transit	Coliseum intercity rail station - Track expansion and signal improvements	Mass Transit - Rail Mass Transit - Buildings & Other
	NAP950013	Napa Vine	Napa	Transit	Bus Yard Expansion	
	SM-030003	Caltrain	San Mateo	Transit	Baby Bullet (a.k.a. Caltrain Express)	Mass Transit - Rail
	CC-990007	Caltrans	Contra Costa	State Hwy	Rt. 4 Widening-RR Ave. to Loveridge Rd.	Highway - HOV
	ALA978027	Caltrans	Alameda	State Hwy	Route 880/SR 262 I/C and HOV lanes	Highway - HOV
	CC-030003	BART	Contra Costa	Transit	BART Richmond Station Additional Parking	Mass Transit - Rail
	CC-991088	BART	Contra Costa	Transit	Pittsburg/Bay Point Parking Expand & Lighting Imps	Mass Transit - Buildings & Other
	MRN990001	Caltrans	Marin	State Hwy	101 HOV Lanes Gap Closure.	Highway - HOV
	SOL950016	Fairfield	Solano	Transit	North Texas - Local Transfer Facility	Mass Transit - Buildings & Other
0	SOL991068	Fairfield	Solano	Transit	Fairfield Transportation Center-Phase II	Mass Transit - Buildings & Other
1	SOL991096	Fairfield	Solano	Transit	Red Top Park and Ride Lot: Phase 2.	Mass Transit - Buildings & Other
2	ALA991057	Alameda County	Alameda	Transit	Dublin/Pleasanton Parking Expansion	Mass Transit - Other
3	CC-010003	Caltrans	Contra Costa	State Hwy	I-80 WB HOV Gap Closure	Highway - HOV
4	SCL990030	VT A	Santa Clara	State Hwy	Route 87 HOV lane - Julian St. to I-280	Highway - HOV
15	SCL990031	VT A	Santa Clara	State Hwy	SR 87 HOV Lane - I-280 to SR-85	Highway - HOV
16	ALA991084	Caltrans	Alameda	State Hwy	Route 680 Sunol Grade - Alameda Final	Highway - HOV
17	SCL991077	Caltrans	Santa Clara	State Hwy	Route 680 Sunol Grade - Santa Clara County	Highway - HOV
18	SCL991060	Caltrain	Santa Clara	Transit	Caltrain/ACE Santa Clara Train Station	Mass Transit - Rail
19	ALA010014	Caltrans	Alameda	State Hwy	Route 680 Sunol Grade NB HOV Lane	Highway - HOV
20	CC-030002	Hercules	Contra Costa	Transit	Hercules Train Station Project	Mass Transit - Rail Mass Transit - Buildings & Other
21	SOL950035	Vallejo	Solano	Transit	Vallejo Ferry Terminal Intermodal Facility	
22	SON010001	Caltrans	Sonoma	State Hwy	Son 101 HOV - Steele Lane Interchange	Highway - HOV
23	SON990001	Caltrans	Sonoma	State Hwy	Son 101 HOV - Route 12 to Steele Lane	Highway - HOV
24	ALA010006	Caltrans	Alameda	State Hwy	SR 84 WB HOV Lane Extension - Newark Ave	Highway - HOV
25	ALA030004	Emeryville	Alameda	Transit	Emeryville Intermodal Transfer Station: Phase 1	Mass Transit - Buildings & Other
26	ALA010005	Caltrans	Alameda	State Hwy	SR 84 Westbound HOV On-Ramp at Newark Av	Highway - HOV
27	SON950005	Caltrans	Sonoma	State Hwy	US 101 HOV lanes & I/C in Rohnert Park/Wilfred	Highway - HOV

Enclosure D

Projects Included in MTC's Interim FY 2003 TIP for Informational Purposes Only

(Listings NOT Approved by FHWA/FTA for Inclusion in the FY 2002/03-2004/05 FSTIP)

MTC TIP ID#	Project Description
ALA010027	Berkeley Housing Incentive Program Reserve
ALA 010028	Dublin Transit Center Housing Center Program Reserve
ALA010029	Emeryville Housing Incentive Program Reserve
ALA010030	Oakland Housing Incentive Program Reserve
ALA010031	Union City Senior Village Housing Incentive Program Reserve
CC-010020	EL Cerrito Housing Incentive Program Reserve
CC-010021	Richmond Housing Incentive Program Reserve
SF-010016	San Francisco Housing Incentive Program Reserve
SM 010041	Daly City Housing Incentive Program Reserve
SM-010043	San Bruno Housing Incentive Program Reserve
SM-010044	San Carlos Housing Incentive Program Reserve
SM-010045	San Mateo Housing Incentive Program Reserve
SOL010019	Vallejo Housing Incentive Program Reserve
SON010016	Petaluma Housing Incentive Program Reserve